IN THE HIGH COURT OF JUDICATURE
ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION NO :13925 of 1998

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Dated: 16th July 2007.

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Between:

Ch.Dayananda Rao, S/o. Rajalingam, Asst. Deport Clerk (E 47691) Andhra Pradesh State Road Transport Corporation, Barkatpura Depot, Bhagyanagar Region, Hyderabad.

..... PETITIONER

AND

Depot Manager, Andhra Pradesh State Road Transport Corporation, Barkatpura Depot, Bhagyanagar Region, Hyderabad-20 and others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

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W.P.NO.13925 OF 1998

ORAL ORDER:

The writ petitioner, while working as Assistant Deport Clerk with the Andhra Pradesh State Road Transport Corporation, at its Adilabad Depot, has been subjected to transfer to Hyderabad region to enable him secure adequate medical treatment for his girl-child, who is diagnosed to be mentally retorted. It is not in dispute that such patients require specialized treatment and that such facilities are available at Hyderabad. It is, therefore, for these reasons that the writ petitioner came to be transferred from Adilabad to Hyderabad. Now, through the impugned order, the writ petitioner is sought to be repatriated back to his parent unit.

Heard the learned counsel for the petitioner and Sri V.T.M. Prasad for the respondents-Corporation.

When once, it is conceded that the writ petitioner had been transferred to Hyderabad region to enable him secure better medical attention to his girl-child, who is diagnosed to be ill, it is only appropriate that the writ petitioner be retained in Hyderabad region. Since, these matters will have to be appreciated by the administration, it is only appropriate for the writ petitioner to make a representation to the Executive Director of the respondents Corporation duly enclosing necessary

medical certificates, which require and compel him to stay at Hyderabad region and the Executive Director of the respondent-Corporation may consider the entire matter and take appropriate decision of either shifting the unit of appointment and seniority of the writ petitioner from Adilabad to Hyderabad or alternatively, continue the services of the writ petitioner as until need for his retention at Hyderabad ceases.

Let the writ petitioner submit his detailed representation within a period of 15 days from now and thereafter, the Executive Director of the Corporation, to take a decision within a further period of two months. Till such time, the writ petitioner shall be continued in service at Hyderabad.

Accordingly, with the above directions, the writ petition is disposed of. But however, in the circumstances, there shall be no order as to costs.

Nooty Ramamohana Rao, J

16th July 2007
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